

# **EXHIBIT 10**

1 UNITED STATES DISTRICT COURT  
2 FOR THE NORTHERN DISTRICT OF OHIO  
3 EASTERN DIVISION

4 IN RE: NATIONAL )  
5 PRESCRIPTION ) MDL No. 2804  
6 OPIATE LITIGATION )  
7 \_\_\_\_\_ ) Case No.  
8 ) 1:17-MD-2804  
9 )  
10 THIS DOCUMENT RELATES ) Hon. Dan A.  
11 TO ALL CASES ) Polster  
12 )

13 TUESDAY, APRIL 23, 2019

14 HIGHLY CONFIDENTIAL - SUBJECT TO FURTHER  
15 CONFIDENTIALITY REVIEW

16 - - -

17 Videotaped deposition of Mark A.  
18 Schumacher, M.D., Ph.D., held at the offices of  
19 Morgan, Lewis & Bockius LLP, One Market,  
20 Spear Street Tower, San Francisco,  
21 California, commencing at 9:35 a.m., on the  
22 above date, before Carrie A. Campbell,  
23 Registered Diplomate Reporter and Certified  
24 Realtime Reporter.

25 - - -

26 GOLKOW LITIGATION SERVICES  
27 877.370.3377 ph | 917.591.5672 fax  
28 deps@golkow.com

1 family --

2 A. I understand. That's correct.

3 Q. That's correct?

4 A. Yes.

5 Q. Okay. So you don't have a  
6 specific opinion about the actions of  
7 McKesson Corporation that you intend to offer  
8 at trial in this litigation?

9 A. Yeah, I -- my scope of opinion  
10 is restricted to -- or encompasses the list  
11 of defendants shown in footnote 1.

12 Q. Okay. I'm going to run through  
13 the rest of the distributors all at once --

14 A. Oh, I see.

15 Q. -- and that way we'll tie it  
16 up.

17 A. Okay.

18 Q. So AmerisourceBergen Drug  
19 Corporation, Prescription Supply,  
20 Incorporated, Miami-Luken and Henry Schein,  
21 you do not intend to offer an opinion at  
22 trial about any of those defendants in  
23 connection with this litigation, correct?

24 A. That is correct.

25 Q. And exhibit -- Deposition

Highly Confidential - Subject to Further Confidentiality Review

ACKNOWLEDGMENT OF DEPONENT

I, Mark A. Schumacher, M.D, Ph.D., do  
hereby certify that I have read the foregoing  
pages and that the same is a correct  
transcription of the answers given by me to  
the questions therein propounded, except for  
the corrections or changes in form or  
substance, if any, noted in the attached  
Errata Sheet.

Mark A. Schumacher 5-21-19  
Mark A. Schumacher, M.D., Ph.D. DATE

Subscribed and sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

My commission expires: \_\_\_\_\_

Notary Public

**SEE ATTACHED**

**CALIFORNIA JURAT WITH AFFIANT STATEMENT**

GOVERNMENT CODE § 8202

- ☐ See Attached Document (Notary to cross out lines 1–6 below)  
☐ See Statement Below (Lines 1–6 to be completed only by document signer[s], not Notary)

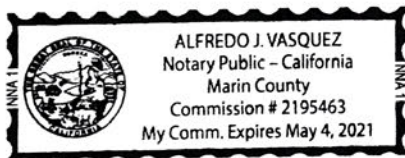
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\_\_\_\_\_  
Signature of Document Signer No. 2 (if any)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Marin



Place Notary Seal and/or Stamp Above

Subscribed and sworn to (or affirmed) before me

on this 21 day of May, 2019,  
by Date Month Year

(1) Mark A. Schumacher

(and (2) \_\_\_\_\_),  
Name(s) of Signer(s)

proved to me on the basis of satisfactory evidence to  
be the person(s) who appeared before me.

Signature \_\_\_\_\_  
Signature of Notary Public

**OPTIONAL**

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**ERRATA**

*In re: National Prescription Opiate Litigation*, MDL No. 2804

Deponent: Mark A. Schumacher, M.D., Ph.D.

Deposition date: April 23, 2019

<b>Page: Line</b>	<b>Current</b>	<b>Change To</b>	<b>Reason</b>
49:22	“compliant”	complaint	Spelling error
234:8	“has not been shown”	has been shown	Transcription error
236:2	“A nociceptor is only”	A nociceptor that is only	Transcription error
236:13	“That is one – after”	That is one site – after	Transcription error
281: 17	“joined this paragraph”	joined this chapter	Transcription error